Certificate of Mailing 37 C.F.R. §1.8(a) I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an expelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. Name of Person Signing Certificate:

MAIL STOP ISSUE FEE

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: John J. Koresko V

§

Conf. No.:

1681

Group Art Unit: 3624

Appln. No.:

10/086,924

Examiner:

Stefanos Karmis

Filing Date:

February 28, 2002

Attorney Docket No.: 10717-1U1

Title: SYSTEM AND METHOD FOR CREATING A DEFINED BENEFIT PENSION PLAN FUNDED WITH A VARIABLE LIFE INSURANCE POLICY AND/OR A VARIABLE

**ANNUITY POLICY** 

# 3rd SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

# TIME OF TRANSMITTAL OF ACCOMPANYING INFORMATION DISCLOSURE STATEMENT

1. The 3<sup>rd</sup> Supplemental Information Disclosure Statement (IDS) transmitted herewith is being filed after a notice of allowance under § 1.311, but before payment of the issue fee.

### STATEMENT, PETITION AND FEE

- 2. In accordance with the requirements of 37 C.F.R. § 1.97(d):
  - A. Accompanying this transmittal is the following statement, as specified in 37 C.F.R. § 1.97(e):

No item of information contained in this 3<sup>rd</sup> Supplemental IDS was cited in a communication from a foreign office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this 3<sup>rd</sup> Supplemental IDS was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this 3rd Supplemental IDS. 37 C.F.R. § 1.97(e)(2).

06/10/2005 HMRRZII 00000080 10086924

B. Applicant submits the petition fee set forth in 37 C.F.R. § 1.17(p).

### FEE DUE

3. Petition fee due (§ 1.17(p)): \$180.00

### METHOD OF PAYMENT OF FEE

4.

- [X] A check in the amount of \$180.00 for submission of a Supplemental Information Disclosure Statement under 37 C.F.R. §1.97(d) and §1.17(p) is enclosed herewith.
- [X] The Commissioner is hereby authorized to charge Deposit Account No. 50-1017 (Billing No. 200384.0007) as noted below. A duplicate copy is enclosed.
  - [] Information Disclosure Statement Fee under 37 C.F.R. §1.97(d) and §1.17(p) in the amount of \$180.00.
  - [X] Any deficiencies or overpayments in the above-calculated fee.
- 5. It is requested that the enclosed reference listed on the attached Information Disclosure Citation Form PTO/SB/08A be considered by the Patent Examiner in connection with the above-identified application and be made of record therein.

Independent consideration and acknowledgment of the enclosed reference is respectfully requested.

Respectfully submitted,

John J. Koresko V

June 6, 2005

CLARK A. JABLON

Attorney for Applicants Registration No. 35,039

Direct Dial: (215) 965-1293 E-Mail: cjablon@akingump.com

Akin Gump Strauss Hauer & Feld LLP One Commerce Square 2005 Market Street, Suite 2200 Philadelphia, PA 19103

Telephone No.: 215-965-1200

Fax No.: 215-965-1210

Enclosure

JUN 0 9 2005

Form I	SB/08A		Complete if Known								
POR	TION DISCI	Appli	Application Number Filing Date First Named Inventor Group Art Unit				10/086,924 February 28, 2002 John J. Koresko V 3624				
	NT BY APPI										
fuse as	ny sheets as n	First									
(450 45	iny once to us n	Grou									
					Examiner Name			Stefanos Karmis			
Sheet	1	of	1	Attor	Attorney Docket No.			10717-1U1			
				¥1	C D	ATENT	DOCUM	ENTS			
										Date of Publication of	F
Exr Initials		Number	Kind Code ( known)	Lind Code (if nown)		Name of Inventor or Applicant of Cited Document			Cited Document MM-YYYY		
<b></b>	$\dashv$					-		·			
	T										
	4										
<b>—</b>											
<u> </u>	+										
				FOR	EIG	N PATE	NT DOC	UMENTS			
Exr Initials		Foreign Patent D Country Code	er	Kind Code N			nventor or App	dicant	Date of Publication of Cited Document MM-YYYY	T <sub>i</sub>	
											ļ
	_							· · · · · · · · · · · · · · · · · · ·			ļ
	$\dashv$				-						ļ
	7										
	_										ļ
	$\dashv$										
	$\dashv$				_						<del> </del>
		07	riiro oni	OD ADT	NI4		enter i im	ED A THINE	DOCUMENTS	2	1
	Inc								DOCUMENTS ate), title of the item		1
Exr Initials	Include Name of first Author (in CAPITAL LETTERS), title of the article (where appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), volume-issue number(s), page(s), date (in parentheses). If a book, also include publisher										T,
initials	Initials   and city and/or county where published.  TONY NOVAK, "Target Benefit Annuity Plans: Retirement Plans for the Self-										
	Employed," Life Insurance Selling, September 1995, pages 148, 150, 152, 154, 156 (5										
}	pages).										
		<u> </u>									
Examine									Date Canadarad		
Signatur	C	1	-						Considered		

7414484 vI